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*Attorneys for Defendants, BANK OF GEORGE
and T. RYAN SULLIVAN*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

STEVEN TRANG, an individual,

Plaintiff,

vs.

BANK OF GEORGE, a Domestic
Corporation; and T. RYAN SULLIVAN
in his individual and professional capacity,

Defendants.

Case No.: 2:17-cv-00162-APG-EJY

**STIPULATION TO PERMIT LATE FILING
OF RESPONSIVE PLEADING PURSUANT
TO FRCP 6(B)(1)(b) AND LR IA 6-1**

(FIRST REQUEST)

COMES NOW, Plaintiff, Steven Trang (hereinafter, "Trang"), by and through his counsel of record, Andre Lagomarsino, Esq. of Lagomarsino Law and Defendants, Bank of George, a Nevada corporation (hereinafter, "BOG") and T. Ryan Sullivan (hereinafter, "Sullivan")(collectively referred to as "Defendants"), by and through their counsel of record, Richard I. Dreitzer, Esq. of Fennemore Craig, P.C. and hereby stipulate to permit Defendants to file a responsive pleading in this matter on or before March 15, 2021.

While Defendants have been actively participating in this case since it became reactivated on March 3, 2020, Defendants' counsel recently recognized that their responsive pleading in this matter should have already been filed, but had not been. This was the result of a calendaring error within Defendant's counsel's office (i.e., excusable neglect), wherein Defendants' date for response was not added to counsel's calendar following this Court's entry of its Order Denying Objection to Magistrate Judge's Order (ECF No. 37). Counsel for Defendants apologizes to the

1 Court and counsel for Plaintiff for this oversight. Counsel for Trang has graciously accepted the
2 representation that this was an inadvertent mistake on the part of counsel for Defendants. Both
3 parties agree that each side has worked diligently to see this case progress since its reactivation.

4 Specifically, since this matter was reactivated, the following has transpired:

5 1. Plaintiff filed their First Amended Complaint on May 1, 2020 (ECF No. 23)

6 2. Defendants filed their Motion to Strike First Amended Complaint on May 26,
7 2020 (ECF No. 25).

8 3. Plaintiff and Defendants convened their mandatory Fed. R. Civ. Proc. 26(f)
9 Meeting on July 7, 2020.

10 4. Plaintiff and Defendants submitted a Proposed Stipulated Discovery Plan and
11 Scheduling Order on July 20, 2020 (ECF No. 29), which was approved by the Court on July 21,
12 2020 (ECF No. 31).

13 5. Plaintiff served Defendants with their Rule 26(a)(1) Disclosures on July 21, 2020.

14 6. Defendants served Plaintiff with their Rule 26(a)(1) Disclosures on August 3,
15 2020.

16 7. Defendants' Motion to Strike First Amended Complaint was granted in part and
17 denied in part by Magistrate Judge Youchah on September 9, 2020 (ECF No. 36).

18 8. Defendants filed an Objection to Magistrate Judge Youchah's Order on
19 September 23, 2020 (ECF No. 37).

20 9. The Court denied Defendants' Objection on October 9, 2020 (ECF No. 39).

21 10. Defendants and Plaintiff participated in an Early Neutral Evaluation (ENE)
22 proceeding before Magistrate Judge Youchah on October 16, 2020, which was ultimately
23 unsuccessful (ECF No. 42).

24 11. On December 8, 2020, Plaintiff and Defendants submitted a Stipulation for
25 Extension of Time as to the previously entered Discovery Plan and Scheduling Order, due to
26 Plaintiff having "...suffered a severe medical emergency event that sent him to the hospital with
27 debilitating long lasting symptoms" and was, at that time, "...unable to participate in discovery
28

1 in this case due to his temporary diminished capacity..." (ECF No. 43, pg. 3). The Court
2 ultimately approved this stipulation on December 9, 2020 (ECF No. 44).

3 At this time, counsel for Plaintiff and Defendants anticipate that an additional Stipulation
4 for Extension of Time will be submitted to the Court in the near future, given Plaintiff's
5 continued challenges in his recuperation. For this reason, counsel for Plaintiff and Defendants
6 agree that Plaintiff has suffered no prejudice from Defendants having not yet filed a responsive
7 pleading in this matter.

8 Therefore, Plaintiff and Defendants respectfully request that Defendants be permitted to
9 file a responsive pleading in this matter on or before March 15, 2021.

10 Dated this 2nd day of March, 2020.

11 **FENNEMORE CRAIG, P.C.**

12 By: /s/ Richard I. Dreitzer

13 RICHARD I. DREITZER, ESQ.

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16 Attorneys for Defendants BANK OF
GEORGE and T. RYAN SULLIVAN

17 Dated this 2nd day of March, 2020.

18 **LAGOMARSINO LAW FIRM**

19 By: /s/Andre M. Lagomarsino

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23 Attorneys for Plaintiff STEVEN
TRANG

24 **IT IS SO ORDERED.**

25
26 By:


UNITED STATES MAGISTRATE JUDGE

27
28 **Dated: March 2, 2021**